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NOTICE OF INTENT TO FILE AN INFORMATION

Mc Mahon, J.

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

- v. -

MARLON COLE,

Defendant.

Please take notice that the United States Attorney's Office will file an information upon the defendant's waiver of indictment, pursuant to Rule 7(b) of the Federal Rules of Criminal Procedure.

Dated:

New York, New York

April 12, 2007

MICHAEL J. GARCIA United States Attorney

By:

United States Attorney

AGREED AND CONSENTED TO:

Kichard Bowlware, Esq. Attorney for MARLON COLE

USDC SDNY

DOCUMENT ELECTRONICALLY FILED

DATE FILED: 4

4/18/07 WHEEL A